

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

EVERYSPACE CONSTRUCTION, LLC,

Plaintiff

v.

ENCOR SOLAR, LLC, et al.,

Defendants

Case No.: 2:23-cv-01105-APG-DJA

**Order Granting Second Supplemental
Motion for Default Judgment**

[ECF No. 112]

I denied plaintiff EverySPACE Construction, LLC's first two motions for default judgment against defendant Encor Solar, LLC. ECF Nos. 106, 110. EverySPACE's second supplemental motion addresses the defects I previously pointed out. ECF No. 112. Default has been entered against Encor. ECF No. 101. The second supplemental motion satisfies the factors set forth in *Eitel v. McCool*, 782 F.2d 1470, 1471-72 (9th Cir. 1986). I thus find good cause to grant the motion. I award judgment to EverySPACE of \$25,000,000 in general damages and \$20,000,000 in punitive damages.

EverySPACE also seeks \$374,477.00 in attorneys' fees and \$467.85 in nontaxable costs incurred in connection with this case. EverySPACE has provided sufficient information for me to evaluate the fee request under the factors set forth in *Brunzell v. Golden Gate Nat. Bank*, 455 P.2d 31, 33 (Nev. 1969) and *Kerr v. Screen Extras Guild, Inc.*, 526 F.2d 67, 70 (9th Cir. 1975). The rates charged and the time spent on tasks are reasonable. I therefore grant EverySPACE's request for its fees and costs.

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1 I THEREFORE ORDER that Everyospace's motion for default judgment (**ECF No. 112**) is
2 **granted**. The clerk of the court is directed to enter judgment in favor of plaintiff Everyospace
3 Construction, LLC and against defendant Encor Solar, LLC for the following amounts:

4 \$25,000,000 in general damages


5 \$20,000,000 in punitive damages.

6 \$374,477.00 in attorneys' fees

7 \$467.85 in non-taxable costs

8 **Total Judgment Amount: \$45,374,944.85**

9 DATED this 31st day of July, 2025.

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12 ANDREW P. GORDON
13 CHIEF UNITED STATES DISTRICT JUDGE
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